IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

THURSDAY, THE FOURTH DAY OF NOVEMBER
TWO THOUSAND AND FOUR

PRESENT

HON'BLE SRI DEVINDER GUPTA,

CHIEF JUSTICE

and
HON'BLE SRI JUSTICE C.V.RAMULU

WRIT APPEAL NO : 1726 of 2004

(Writ Appeal under Clause 15 of the Letters Patent against the Order dated 24/02/2004 in WP NO : 17894 OF 2003 on the file of the High Court.)

Between:

Chaitanya Kalasala Junior College (Aided), Opp:B.N.Reddy Nagar, Karmanghat, R.R.District, rep., by its Special Officer, P.Ramakrishna Reddy.

..... APPELLANT

AND

1 Y.Venkata Rao, s/o Narayana Moorty,
r/o MIG-A 12, Dr.A.S.Rao Nagar, Hyderabad.
2 Y.Venkata Subba Reddy, s/o Bali Reddy,
r/o Plot No.216, BN Reddy Nagar, Hyderabad.
3 R.Sundara Ramaiah, Ex.Correspondent of Chaitanya Kalasala Junior College,
r/o H.No.190, BN Reddy Nagar, Ranga Reddy District.
4 Charminar Cooperative Urban Bank Ltd., Hyderabad through its Managing Director.
5 The Joint Registrar/OSD/FR 127, Charminar

Cooperative Urban Bank Ltd.,
Hyderabad.

6 The Commissioner and Secretary, Board of Intermediate Education,
Andhra Pradesh, Nampally, Hyderabad.

.....RESPONDENTS

Counsel for the Appellant : KUM.C.SINDHU KUMARI

Counsel for the Respondent No.1 and 2: Mr. K. Raghuveer Reddy.

Counsel for the respondent No.3: None appeared.

Counsel for the respondent No.4: Mr. Nooty Rammohan Rao.

Counsel for the respondent No.5: G.P. for Cooperation.

Counsel for the respondent No.6: None appeared.

The Court made the following :

ORAL JUDGMENT:

(per Hon'ble The Chief Justice)

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1. As a matter of fact appellant has no locus standi to challenge the order of dismissal of writ petition which was filed by respondents 1 and 2 herein. Appellant was impleaded as 2nd respondent in the writ petition. Writ petition of respondents 1 and 2 was dismissed by the order impugned in this appeal on the ground of their locus standi. Certain other observations were also made. Such an order cannot be assailed by the appellant. As a matter of fact appellant has got an independent right to question the legality and validity of the order impugned in the writ petition, if appellant is so aggrieved, and we make it clear that order impugned in this appeal or any observations made therein will not come in the way of appellant seeking appropriate relief in accordance with law to challenge the order impugned in the writ petition.

2. With the above observation, writ appeal is dismissed as not maintainable. No costs.

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DEVINDER GUPTA. C.J.,

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C.V. RAMULU. J.,

Dated: 04.11.2004.

VRK.

To

1. The Commissioner and Secretary, Board of Intermediate Education,
Andhra Pradesh, Nampally, Hyderabad.

2. Sri P.Ramakrishna Reddy, Special Officer,
Chaitanya Kalasala Junior College (Aided), Opp:B.N.Reddy Nagar,
Karmanghat, R.R.District.

3. Charminar Cooperative Urban Bank Ltd., Hyderabad through its Managing Director.

4. The Joint Registrar/OSD/FR 127, Charminar Cooperative Urban Bank Ltd.,
Hyderabad.

5. Two CCs to G.P. for Cooperation, High Court Buildings, Hyderabad (OUT).

6. Two CD copies.

HON'BLE SRI DEVINDER GUPTA,

CHIEF JUSTICE

AND

HON'BLE SRI JUSTICE C.V. RAMULU.

W.A.NO. 1726 OF 2004.

(Judgment of the Bench delivered by

Hon'ble The Chief Justice)

Dt: 04.11.2004.